



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant No. : 09/413,728 Confirmation No. 2353
Applicants: Marsan et al.
Filed : October 6, 1999
Art Unit : 3628
Examiner : Borissov, Igor N.
Docket No. : 013647.00015
Customer No. : 33649
Title : SYSTEM AND METHOD FOR PROCESSING RETRIEVAL REQUESTS

Mail Stop: ISSUE FEE
Commissioner for Patents
P.O. Box 1450
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CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8:

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Joan B. Farragher

COMMENTS ON EXAMINER'S REASONS FOR ALLOWANCE AND
CORRECTED DRAWING REQUIREMENT

Dear Sir:

In regards to the Notice Of Allowance mailed July 12, 2007, it is noted that the Examiner has failed to provide any reasons why the noted difference between the allowed claims and the prior art is considered to define the allowed claims over the prior art, and the reason therefore is not clear in the record. For example, the Examiner indicates in the Reasons for Allowance that the claims are allowable because the prior art fails to disclose or suggest the features recited in the various claims. As such, the statement on the Reasons for Allowance fails to address the proper construction of the claims. As claim construction relies on the claims as a whole, the specification and the prosecution history, merely stating that the prior art fails to disclose or suggest the features recited in the various claims fails to provide any reasons why the noted

difference between the allowed claims and the prior art is considered to define the allowed claims over the prior art. Merely identifying a feature from the claims that is not present in the prior art fails to construe that feature in any meaningful way.

In regards to the notice to provide corrected drawings and the Notice of Draftperson's Patent Drawing Review dated October 6, 1999, Applicants note that corrected drawings were previously submitted on September 25, 2006. An extra copy of those drawings is submitted herewith.

Respectfully submitted,

JACKSON WALKER L.L.P.

Dated: October 11, 2007

By: _____

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